



DEPARTMENT OF LABOR

Employment and Training Administration

TA-W-81,066

CONOCOPHILLIPS COMPANY
TRAINER REFINERY
TRAINER, PENNSYLVANIA

Notice of Affirmative Determination
Regarding Application for Reconsideration

By application dated March 26, 2012, the United Steel Workers Union requested administrative reconsideration of the negative determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of ConocoPhillips Company, Trainer Refinery, Trainer, Pennsylvania (subject firm). The determination was issued on February 7, 2012. The Notice of determination was published in the Federal Register on February 28, 2012 (77 FR 12084).

The initial investigation resulted in a negative determination based on the findings that there was no increase in imports by the workers' firm or its customer, nor was there a shift in production to a foreign country or acquisition of production from a foreign country by the workers' firm. In addition, U.S. aggregate imports of like or directly competitive articles did not increase during the relevant period.

The request for reconsideration alleges that worker separations at the subject firm are related to increased imports of refined petroleum products like or directly competitive with those produced by the subject firm, and that, while the initial

investigation revealed that U.S. aggregate imports of refined petroleum products decreased during the relevant period, the Department did not compare domestic production to U.S. imports.

The Department has carefully reviewed the request for reconsideration and the existing record, and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974, as amended.

Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, D.C., this 30th day of April, 2012

/s/ Del Min Amy Chen

DEL MIN AMY CHEN
Certifying Officer, Office of
Trade Adjustment Assistance
4510-FN-P

[FR Doc. 2012-11902 Filed 05/16/2012 at
8:45 am; Publication Date: 05/17/2012]